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Security Council Committee established pursuant to resolution 1267 (1999)

Note verbale dated 20 April 2002 from the Ministry of Foreign Affairs of Azerbaijan addressed to the Chairman of the Committee

The Ministry of Foreign Affairs of the Republic of Azerbaijan presents its compliments to the Security Council Committee established pursuant to resolution 1267 (1999) concerning Afghanistan and has the honour to submit to it herein the information requested in paragraph 6 of resolution 1390 (2002).

All ministries and other state bodies involved in the implementation of the measures imposed by Security Council resolution 1390 (2002) were duly informed of their obligations, in particular the Ministries of National Security, of Internal Affairs and of Justice, the National Bank of Azerbaijan and the State Customs Committee.

In turn, the above-mentioned state bodies have issued instructions to their subordinate organizations to take into consideration the names of individuals and entities contained in the consolidated list pursuant to Security Council resolutions 1267 (1999), 1333 (2000) and 1390 (2002). In particular, the National Bank has issued an instruction to all state, private and foreign banks operating in Azerbaijan to identify and freeze assets of individuals and organizations associated with international terrorism. According to the laws of the Republic of Azerbaijan on the National Bank and on monetary regulation, the National Bank, as a banking and monetary regulation body, issues instructions and directions which are binding in their entirety and directly applicable in Azerbaijan upon their registration by the Ministry of Justice and further promulgation. To date, no assets have been found.

It should also be noted that certain measures of intensifying border control and monitoring alien visitors and residents in Azerbaijan have been carried out in pursuance of paragraph 2 (b) of resolution 1390 (2002).

The law enforcement agencies of the Republic of Azerbaijan have been undertaking relevant measures to identify, seize and bring to justice those who have close relations with those specified in the consolidated list. As a result of this activity the former member of the charitable foundation Al-Haramain, Mr. Sami Mahammad Mahaddin Al-Haq, has been disclosed as a financial agent of organizations associated with international terrorism and detained. In addition, after

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careful screening of information on the Revival of Islamic Heritage organization the Ministry of Justice refused to allow the representative office of this organization to be officially registered in Azerbaijan. Altogether, in implementing Security Council resolutions 1267 (1999), 1333 (2000), 1368 (2001) and 1390 (2002), law enforcement agencies of the Republic of Azerbaijan have designated eight foreign citizens as suspects in international terrorism and extradited them to their national Governments.

The Government of the Republic of Azerbaijan has also undertaken all practical measures to ensure that the provisions of paragraph 2 (c) concerning supplying, selling and transferring to terrorists and terrorist organizations arms and related materiel of all types, including weapons and ammunition, military vehicles and equipment, paramilitary equipment and spare parts for the aforementioned, and technical advice, assistance or training related to military activities are implemented.

As for Azerbaijan legislation related to the provisions of paragraph 2 (c) of the resolution, it is necessary to note that in accordance with Presidential Decree No. 637 of 4 October 1997, "On approval of a list of types of activity for which a special permit (licence) is required", production and repair of battle military equipment, all types of weapons and ammunition, means of defence, military apparatuses and their parts, and destruction (burial, processing) of written-off military equipment and ammunition should be carried out on the basis of a licence issued by the Ministry of Defence.

According to subparagraph 7.1 of the Regulations on export-import operations in the Republic of Azerbaijan, approved by Presidential Decree No. 609 of 24 June 1997, "On further liberalization of foreign trade in the Republic of Azerbaijan", arms and military technical items, spare parts necessary for their production, gunpowder, explosives, blasting supplies and pyrotechnic materials, nuclear materials, technologies, equipment and units, special non-nuclear materials and radioactive sources, including nuclear wastes, should be imported and exported solely by permit of the Cabinet of Ministries of the Republic of Azerbaijan. Export of the above-mentioned commodities on credit, in the form of consignation or through frontier trade is forbidden.